## UNITED STATES COURT OF APPEALS

## F I L E D MAY n 6 2005

FOR THE NINTH CIRCUIT

CATHY A. CATTERSON, CLERK U.S. COURT OF APPEALS

NATIONAL MEAT ASSOCIATION,

Defendant - Intervenor - Appellant,

v.

UNITED STATES DEPARTMENT OF AGRICULTURE, Animal and Plant Health Inspection Service; et al.,

Defendants - Appellees,

and,

RANCHERS CATTLEMEN ACTION LEGAL FUND UNITED STOCKGROWERS OF AMERICA,

Plaintiff - Appellee.

No. 05-35214

D.C. No. CV-05-00006-RFC District of Montana, Billings

Before: CANBY and PAEZ, Circuit Judges

Appellant National Meat Association's motion for an expedited decision on the merits of this appeal by May 9, 2005 is denied.